

United States District Court

EASTERN DISTRICT OF WISCONSIN

JUDGMENT IN A CIVIL CASE

CHRIS J. JACOBS III,

Petitioner,

V.

CASE NUMBER: **03-C-1476**

**WARDEN BERTRAND,
Green Bay Correctional Institution,**

Respondent.

- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☒ **Decision by Court.** This action came on for consideration and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the petitioner's petition pursuant to 28 U.S.C. § 2254 is **DISMISSED WITHOUT PREJUDICE**. The Court found that the underlying claims have been brought pursuant to the wrong statute and cognizable only under 42 U.S.C. § 1983.

This action is hereby **DISMISSED WITHOUT PREJUDICE**.

June 16, 2005
Date

SOFRON B. NEDILSKY
Clerk

s/ Linda M. Zik
(By) Deputy Clerk